Ent 390333 Page 1 of 13
Date: 07-MAY-2008 10:02AM
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Filed By: DKS
DIXIE SWASEY, Recorder
EMERY COUNTY CORPORATION
For: GOVERNOR/STATE OF UTAH

Acknowledgment and Notice of Acknowledgment of Acceptance of R.S. 2477 Right-of-Way Grant

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

Know ye, This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of "the right of way for the construction of highways over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Emery County as it pertains to the highway located in Emery County known as SPRING CANYON LANDING FIELD ROAD; County Road Number: 1047; State Geographic Information Database (SGID) Road Identification Number: RD080045. Total road length is 4.5 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as "Attachment 1," a printed copy of representative photos of the road is appended hereto as "Attachment 2," a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as "Attachment 3," and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as "Attachment 4." The Appendices listed in "Attachment 4" that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as "Attachment 5."

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the

Internet at http://recorded2477roads.utah.gov.

The owner of the servient estate in the land underlying the road-segments subject to this Acknowledgment and Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 17th day of April , 200 8.

By the Governor's Designee

le to

CERTIFICATION

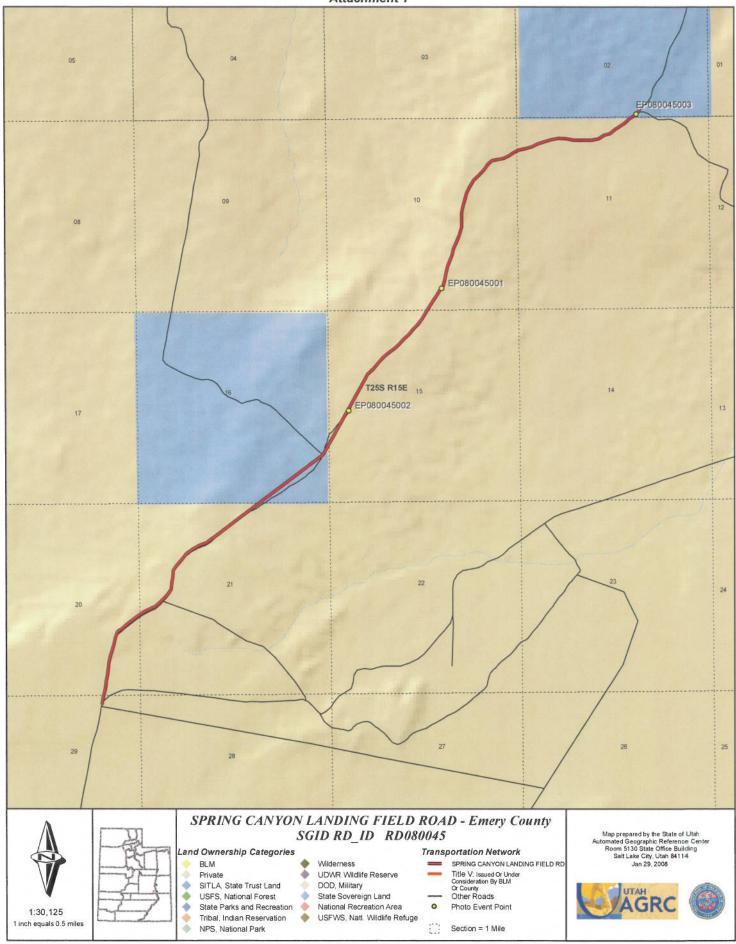
State of Utah : \$\$ County of Salt Lake

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this 17th day of april, 2008.

Pamela 3. Blacklan

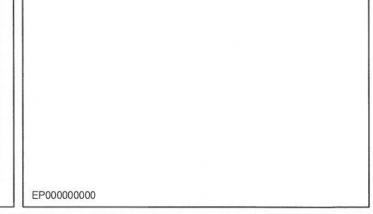
Notary Public



Attachment 2







EP000000000

EP080045003

EP000000000

SPRING CANYON LANDING FIELD ROAD - Emery County SGID RD_ID RD080045



Map prepared by the State of Utah Automated Geographic Reference Center Room 5130 State Office Building Salt Lake City, Utah 84114 February 1, 2008



Attachment 3

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: SPRING CANYON LANDING FIELD ROAD

County: Emery

County Road Number: 1047

State Geographic Information Database (SGID) Road Identification Number: RD080045.

Total Road Length: 4.5 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 36 minutes 49.46 seconds North Latitude and -110 degrees 16 minutes 035.1 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,990,082.3 feet and Y = 6,666,197.9 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 39 minutes 30.01 seconds North Latitude and -110 degrees 13 minutes 26.41 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,004,828.3 feet and Y = 6,682,649.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 25 South Range 15 East, Section(s) 2,10,11,15,16,20,21,29, Salt Lake Base & Meridian See Attachment 1 above for a cartographic depiction of the course of this road.

Attachment 4 Road Centerline Description Cover Page(s)

Popular Name: SPRING CANYON LANDING FIELD ROAD

County: Emery

County Road Number: 1047

State Geographic Information Database (SGID) Road Identification Number: RD080045.

Total Road Length: 4.5 miles more or less.

Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).

Road-Segments Listed by SGID Road Identification Number (RD ID)	Road-Segment Numbers	Believed Ownership Of Servient Estate	Approximate Segment Length	See Attached Appendix
RD080045	001	BLM	1.42 Miles	A
RD080045	002	ST	0.47 Miles	(not shown)
RD080045	003	BLM	2.55 Miles	В
RD080045	004	ST	0.06 Miles	(not shown)
		Total Road Length	4.5	<u> </u>

^{*} Indicates that a Title V permit will be requested, is in process, or has been issued.

[†] Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.

Attachment 5

AFFIDAVIT OF CHERYL KEENER SPRING CANYON LANDING FIELD ROAD EMERY COUNTY, UTAH

ROAD NUMBER 1047

State of Utah)
	: ss
County of Emery)

CHERYL KEENER, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon
 my personal knowledge. I currently reside in Green River, Emery County, Utah. I have lived in
 Emery County for most of my life.
- 2. I have traveled and am familiar with a road in Emery County known as Spring Canyon Landing Field Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1950s it followed the same route as in 2002 when I last observed it. Attached is a Emery County map showing the Spring Canyon Landing Field Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
- I am informed that the County also identifies this road according to the road number listed above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1950s and continuing through 1976 to 2002. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily, for more than ten continuous years prior to 1976, and is presently used weekly.

- 5. Throughout the time period from the late 1950s to 2002, I have used the road myself for the following uses: livestock operations.
- 6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, rock hounding, gas exploration and mining.
- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.
 - 8. Prior to 1976, I personally observed the graded surface of the road.

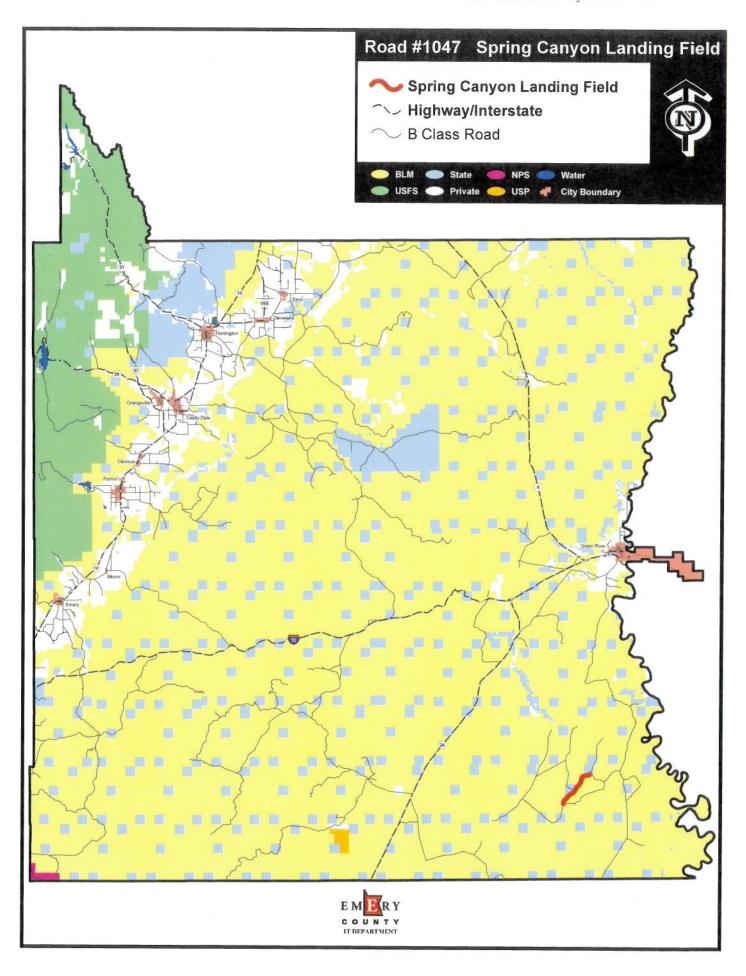
DATED this 8 day of March, 2007.

CHERYL KEENER

SUBSCRIBED AND SWORN to before me this ______ day of March, 2007.

Notary Public
GLORIA SCHRADER
5110 State Office Bidg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

NOTARY PUBLIC



AFFIDAVIT OF TED EKKER SPRING CANYON LANDING FIELD ROAD EMERY COUNTY, UTAH

ROAD NUMBER 1047

State of Utah)	
	:ss.	
County of Emery)	

TED EKKER, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon
 my personal knowledge. I currently reside in Green River, Emery County, Utah. I have lived in
 Emery County for the past 53 years.
- 2. I have traveled and am familiar with a road in Emery County known as Spring Canyon Landing Field Road. I am also familiar with the land the road traverses. When I first used and observed the road in the late 1950s it followed the same route as in 2007 when I last observed it. Attached is a Emery County map showing the Spring Canyon Landing Field Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
- 3. I am informed that the County also identifies this road according to the road number listed above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1950s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily, for more than ten continuous years prior to 1976, and is presently used daily.

- Throughout the time period from the late 1950s to 2007, I have used the road
 myself for the following uses: oil and gas exploration, recreation and traveling in and through the area.
- 6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: livestock operations and government access.
- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the late 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.
- 8. Prior to 1976, I personally observed graders performing maintenance and construction activities on the road.

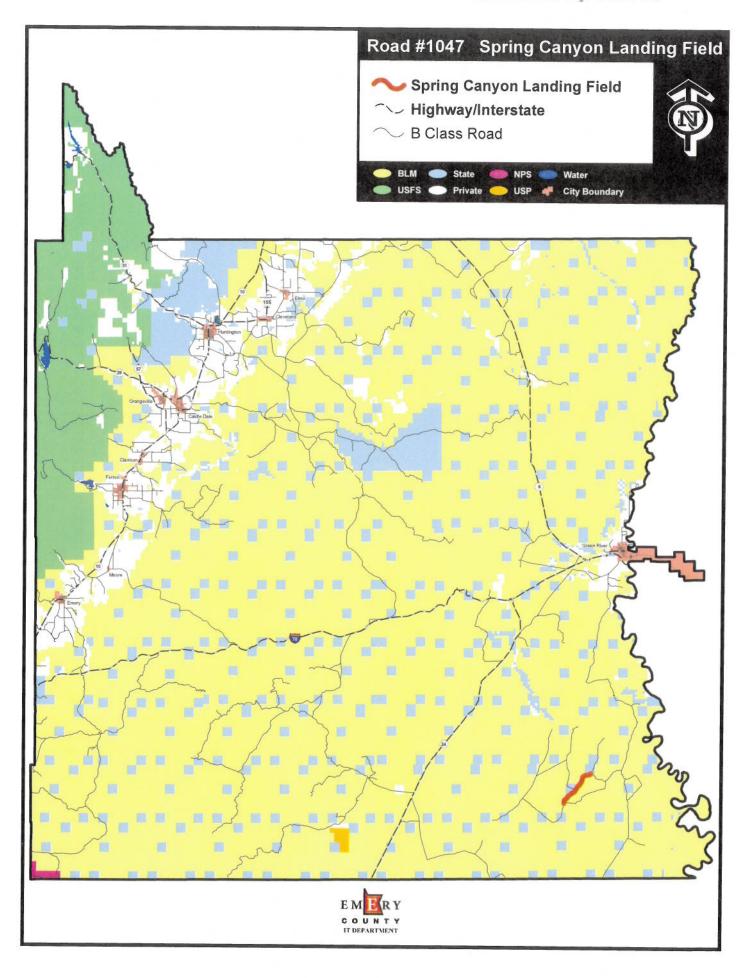
DATED this _____ day of March, 2007.

Ted Elker TED EKKER

SUBSCRIBED AND SWORN to before me this ______ day of March, 2007.

Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

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Appendix A to Attachment 4

Popular Name: SPRING CANYON LANDING FIELD ROAD

County: Emery

County Road Number: 1047

State Geographic Information Database (SGID) Road Identification Number: RD080045.

Road-Segment Number: 001

Road-Segment Length: 1.42 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 25 South Range 15 East, Section(s) 20,21,29, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (SPRING CANYON LANDING FIELD ROAD)-- Segment 001 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 38 degrees 36 minutes 49.46 seconds North Latitude and -110 degrees 16 minutes 035.1 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,990,082.3 feet and Y = 6,666,197.9 feet; thence the following courses along the said road center line:

```
thence North 06 Degrees 47 Minutes 34 Seconds East 55.6 feet thence North 06 Degrees 47 Minutes 34 Seconds East 13.2 feet thence North 08 Degrees 39 Minutes 25 Seconds East 58.8 feet thence North 11 Degrees 03 Minutes 25 Seconds East 93.1 feet thence North 12 Degrees 54 Minutes 29 Seconds East 28.7 feet thence North 13 Degrees 13 Minutes 11 Seconds East 103.7 feet thence North 10 Degrees 57 Minutes 08 Seconds East 145.9 feet thence North 09 Degrees 06 Minutes 37 Seconds East 158.1 feet thence North 08 Degrees 19 Minutes 39 Seconds East 165.7 feet thence North 06 Degrees 20 Minutes 44 Seconds East 172.2 feet thence North 08 Degrees 03 Minutes 32 Seconds East 173.2 feet
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thence North 11 Degrees 33 Minutes 03 Seconds East 173.8 feet
thence North 17 Degrees 45 Minutes 49 Seconds East 175.4 feet
thence North 13 Degrees 21 Minutes 28 Seconds East 184.5 feet
thence North 12 Degrees 07 Minutes 46 Seconds East 182.5 feet
thence North 20 Degrees 23 Minutes 46 Seconds East 166 feet
thence North 55 Degrees 01 Minutes 30 Seconds East 158.8 feet
thence North 49 Degrees 04 Minutes 38 Seconds East 190.2 feet
thence North 51 Degrees 00 Minutes 28 Seconds East 189.2 feet
thence North 53 Degrees 02 Minutes 36 Seconds East 199.2 feet
thence North 56 Degrees 57 Minutes 32 Seconds East 42.5 feet
thence North 57 Degrees 01 Minutes 57 Seconds East 158.2 feet
thence North 62 Degrees 02 Minutes 24 Seconds East 174.1 feet
thence North 66 Degrees 29 Minutes 48 Seconds East 178.5 feet
thence North 48 Degrees 28 Minutes 54 Seconds East 202.4 feet
thence North 42 Degrees 50 Minutes 09 Seconds East 217.8 feet
thence North 36 Degrees 33 Minutes 22 Seconds East 202.3 feet
thence North 04 Degrees 43 Minutes 52 Seconds East 182.2 feet
thence North 10 Degrees 43 Minutes 52 Seconds East 179.6 feet
thence North 02 Degrees 37 Minutes 22 Seconds East 171.9 feet
thence North 36 Degrees 33 Minutes 35 Seconds East 169.5 feet
thence North 39 Degrees 58 Minutes 54 Seconds East 198.9 feet
thence North 37 Degrees 03 Minutes 23 Seconds East 210.3 feet
thence North 52 Degrees 30 Minutes 52 Seconds East 212.5 feet
thence North 61 Degrees 44 Minutes 02 Seconds East 215.1 feet
thence North 68 Degrees 26 Minutes 38 Seconds East 217.6 feet
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thence North 52 Degrees 38 Minutes 24 Seconds East 1788.9 feet more or less to **the ending point at:** 38 degrees 37 minutes 43.82 seconds North Latitude and -110 degrees 15 minutes 40.07 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,994,374.7 feet and Y = 6,671,757.0 feet.

Appendix B to Attachment 4

Popular Name: SPRING CANYON LANDING FIELD ROAD

County: Emery

County Road Number: 1047

State Geographic Information Database (SGID) Road Identification Number: RD080045.

Road-Segment Number: 003

Road-Segment Length: 2.55 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 25 South Range 15 East, Section(s) 10,11,15, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (SPRING CANYON LANDING FIELD ROAD)-- Segment 003 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 38 degrees 37 minutes 58.97 seconds North Latitude and -110 degrees 15 minutes 15.93 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,996,268.8 feet and Y = 6,673,316.3 feet; thence the following courses along the said road center line:

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thence North 28 Degrees 51 Minutes 22 Seconds East thence North 28 Degrees 54 Minutes 09 Seconds East thence North 42 Degrees 26 Minutes 11 Seconds East thence North 46 Degrees 53 Minutes 55 Seconds East thence North 46 Degrees 29 Minutes 30 Seconds East thence North 41 Degrees 42 Minutes 18 Seconds East thence North 40 Degrees 06 Minutes 01 Seconds East thence North 42 Degrees 41 Minutes 33 Seconds East thence North 51 Degrees 04 Minutes 36 Seconds East thence North 51 Degrees 59 Minutes 04 Seconds East 180.4 feet thence North 46 Degrees 55 Minutes 44 Seconds East 182.3 feet
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thence North 43 Degrees 16 Minutes 26 Seconds East 181.3 feet
thence North 44 Degrees 48 Minutes 30 Seconds East 188.9 feet
thence North 42 Degrees 06 Minutes 21 Seconds East 192.1 feet
thence North 41 Degrees 18 Minutes 03 Seconds East 197.6 feet
thence North 36 Degrees 49 Minutes 07 Seconds East 200.6 feet
thence North 30 Degrees 11 Minutes 50 Seconds East 193.2 feet
thence North 29 Degrees 48 Minutes 32 Seconds East 70.6 feet
thence North 29 Degrees 57 Minutes 19 Seconds East 128.9 feet
thence North 32 Degrees 01 Minutes 54 Seconds East 188.9 feet
thence North 33 Degrees 27 Minutes 11 Seconds East 163.5 feet
thence North 34 Degrees 26 Minutes 53 Seconds East 153.1 feet
thence North 31 Degrees 53 Minutes 38 Seconds East 153.3 feet
thence North 17 Degrees 37 Minutes 01 Seconds East 171.5 feet
thence North 11 Degrees 19 Minutes 54 Seconds East 177 feet
thence North 12 Degrees 24 Minutes 06 Seconds East 178.7 feet
thence North 17 Degrees 53 Minutes 55 Seconds East 175.2 feet
thence North 22 Degrees 32 Minutes 12 Seconds East 179.9 feet
thence North 13 Degrees 02 Minutes 45 Seconds East 187.3 feet
thence North 24 Degrees 05 Minutes 47 Seconds East 208.7 feet
thence North 22 Degrees 18 Minutes 49 Seconds East 219.1 feet
thence North 14 Degrees 09 Minutes 03 Seconds East 224.4 feet
thence North 01 Degrees 42 Minutes 34 Seconds East 202.6 feet
thence North 00 Degrees 07 Minutes 43 Seconds West 184.8 feet
thence North 11 Degrees 54 Minutes 09 Seconds East 187.4 feet
thence North 14 Degrees 06 Minutes 51 Seconds East 200 feet
thence North 16 Degrees 17 Minutes 50 Seconds East 181.2 feet
thence North 26 Degrees 55 Minutes 13 Seconds East 195.7 feet
thence North 30 Degrees 19 Minutes 05 Seconds East 195.7 feet
thence North 46 Degrees 10 Minutes 56 Seconds East 193.2 feet
thence North 41 Degrees 42 Minutes 23 Seconds East 215.7 feet
thence North 36 Degrees 40 Minutes 08 Seconds East 200.2 feet
thence North 51 Degrees 10 Minutes 35 Seconds East 139.2 feet
thence North 78 Degrees 13 Minutes 05 Seconds East 158.7 feet
thence North 78 Degrees 14 Minutes 46 Seconds East 165.8 feet
thence North 65 Degrees 25 Minutes 46 Seconds East 166.3 feet
thence North 52 Degrees 26 Minutes 51 Seconds East 161.2 feet
thence North 65 Degrees 27 Minutes 59 Seconds East 96.1 feet
thence North 65 Degrees 16 Minutes 25 Seconds East 62 feet
thence North 77 Degrees 40 Minutes 14 Seconds East 187.9 feet
thence North 74 Degrees 10 Minutes 31 Seconds East 188 feet
thence North 61 Degrees 26 Minutes 12 Seconds East 181.8 feet
thence North 73 Degrees 47 Minutes 06 Seconds East 205.1 feet
thence North 72 Degrees 02 Minutes 01 Seconds East 200.4 feet
thence North 81 Degrees 33 Minutes 03 Seconds East 195.3 feet
thence South 87 Degrees 24 Minutes 06 Seconds East 192.6 feet
thence South 81 Degrees 51 Minutes 53 Seconds East 220.7 feet
thence South 88 Degrees 31 Minutes 04 Seconds East 238.4 feet
thence North 87 Degrees 54 Minutes 05 Seconds East 245 feet
thence North 80 Degrees 25 Minutes 49 Seconds East 192.2 feet
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thence North 53 Degrees 06 Minutes 10 Seconds East 172.5 feet thence North 75 Degrees 16 Minutes 18 Seconds East 165 feet thence North 47 Degrees 59 Minutes 47 Seconds East 167.9 feet thence North 59 Degrees 30 Minutes 17 Seconds East 173.1 feet thence North 54 Degrees 09 Minutes 17 Seconds East 174.6 feet thence North 43 Degrees 31 Minutes 41 Seconds East 163.4 feet
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thence North 57 Degrees 39 Minutes 43 Seconds East 37.2 feet more or less to **the ending point at:** 38 degrees 39 minutes 28.14 seconds North Latitude and -110 degrees 13 minutes 29.55 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,004,581.6 feet and Y = 6,682,456.4 feet.